

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE**

In re:

BAYOU STEEL BD HOLDINGS, L.L.C., *et al.*

Debtors.¹

Chapter 7

Case No. 19-12153 (KBO)

(Jointly Administered)

GEORGE L. MILLER, in his capacity as Chapter
7 Trustee for the jointly administered bankruptcy
estates of Bayou Steel BD Holdings, L.L.C., et
al.,

Plaintiff,

v.

BLACK DIAMOND CAPITAL
MANAGEMENT, L.L.C.; BDCM
OPPORTUNITY FUND IV, L.P.; BLACK
DIAMOND COMMERCIAL FINANCE, L.L.C.;
SAM FARAHNAK; PHIL
RAYGORODETSKY; ROB ARCHAMBAULT;
TERRY TAFT; and BOB UNFRIED,

Defendants.

Adv. Pro. No.: 21-51013 (KBO)

Re: Adv. D.I. 1 & 2

**STIPULATION FOR EXTENSION OF TIME FOR DEFENDANTS
ROB ARCHAMBAULT, TERRENCE TAFT, AND ROBERT UNFRIED
TO RESPOND TO THE COMPLAINT**

Plaintiff George L. Miller, Chapter 7 Trustee (the “Plaintiff” or “Trustee”) for the jointly administered Chapter 7 bankruptcy estates of Bayou Steel BD Holdings, L.L.C., BD Bayou Steel Investment, LLC, and BD LaPlace, LLC, (collectively, “Debtors”); and Rob Archambault, Terrence Taft, and Robert Unfried (collectively, the “Stipulating Defendants” and, together with

¹ The Debtors in these chapter 7 cases, along with the last four digits of each Debtor’s federal tax identification number, are: Bayou Steel BD Holdings, L.L.C. (1984), BD Bayou Steel Investment, LLC (1222), and BD LaPlace, LLC (5783).

Plaintiff, the “Parties”), through their respective counsel, enter into this *Stipulation for Extension of Time for Defendants Rob Archambault, Terrence Taft, and Robert Unfried to Respond to the Complaint* (the “Stipulation”) and hereby stipulate and agree as follows:

WHEREAS, on August 11, 2021, the Trustee filed that certain *Complaint* (the “Complaint”) commencing the above-captioned adversary proceeding, Adv. Pro. No.: 21-51013 (KBO) (the “Adversary Proceeding”) against, among others, the Stipulating Defendants in the United States Bankruptcy Court for the District of Delaware (the “Court”) [Adv. Docket No. 1];

WHEREAS, on August 11, 2021, the Trustee filed that certain *Summons and Notice of Pretrial Conference in an Adversary Proceeding* [Adv. Docket No. 2] (the “Summons”), scheduling the pretrial conference for a time to be determined;

WHEREAS, on or about August 17, 2021, the Stipulating Defendants were served with the Complaint and Summons; and

WHEREAS, the Stipulating Defendants have requested an extension of the response deadline so that they may take appropriate steps to respond to the Complaint and otherwise defend themselves.

NOW THEREFORE, IT IS HEREBY STIPULATED AND AGREED, by and between Plaintiff and each Stipulating Defendant, as follows:

1. The deadline by which the Stipulating Defendants must move, answer, or otherwise respond to the Complaint shall be extended through and including November 10, 2021.
2. This Stipulation is without prejudice to further requests for extensions of the deadline by which a Stipulating Defendant must move, answer, or otherwise respond to the Complaint in accordance with the Local Rules of Bankruptcy Practice and Procedure in the United States Bankruptcy Court for the District of Delaware.

3. The Court shall, and hereby does, retain jurisdiction with respect to the enforcement, implementation, and interpretation of this Stipulation.

Dated: September 10, 2021
Wilmington, Delaware

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